

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

WILIAM L. GALE,

Defendant.

No. CR20-04 RAJ

FACTUAL BASIS FOR PLEA TO *FELON
IN POSSESSION OF A FIREARM* AS
CHARGED IN THE INDICTMENT

The defendant, William L. Gale, is charged by Indictment with one count of *Felon in Possession of a Firearm* in violation of 18 U.S.C. § 922(g)(1). He intends to enter a plea of guilty as charged. The following facts are admitted by the defendant as a factual basis for his guilty plea.

1. My true name is William L. Gale, and I am the defendant in this case.

2. As of November 17, 2019, I had been convicted of the following Washington State offenses, each of which is a felony punishable by more than one year in prison:

a. *Unlawful Possession of a Firearm*, under cause number 11-1-06829-0, in King County Superior Court, on or about October 28, 2011;

b. *Assault in the Third Degree-DV*, under cause number 11-1-06829-0, in King County Superior Court, on or about October 28, 2011; and

1 c. *Felony Harassment-DV*, under cause number 11-1-06829-0, in King
2 County Superior Court, on or about October 28, 2011.

3 3. I pled guilty to these three offenses on October 5, 2011. At the hearing
4 where I pled guilty, I was informed that the maximum sentence for each of these three
5 offenses was five years, and that my guidelines range was 12 months and a day to 16
6 months in prison. I was also informed at that hearing that my guilty pleas to these
7 offenses would preclude me from lawfully possessing a firearm.

8 4. I was present at my sentencing for these three offenses on October 28,
9 2011. I was again told that the guidelines range was 12 months and a day to 16 months in
10 prison, and I was in fact sentenced to 12 months and a day in prison, and served that
11 sentence. I signed the Judgment and Sentence in open court. I was also informed again
12 that these convictions prevented me from lawfully possessing a firearm, and I signed a
13 document in open court acknowledging that fact. I knew that I had been convicted of a
14 crime punishable by more than one year in prison.

15 5. On November 17, 2019, Seattle Police Department Officer Jason Pecore
16 was walking through a parking lot in the East Precinct of Seattle. Officer Pecore was
17 looking into car windows. He lawfully looked into the window of a car I rented.
18 According to his body camera video, Officer Pecore looked into the window from outside
19 and saw in open view a handgun in the map pocket of the rear passenger-side seat.

20 6. About 30 minutes later, I returned to the car. I unlocked the car with a key
21 fob and the lights flashed. I opened the driver's door to get in. Officer Pecore approached
22 and lawfully detained me to investigate. At about this time, another individual attempted
23 to get into the car using the rear passenger door. My understanding was that the police
24 did not let him into the car and he was allowed to leave. I told Officer Pecore my name.
25 Officer Pecore ran my name and determined that I am a convicted felon. Officers then
26 lawfully arrested me for felon in possession of a firearm.

